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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

5

Application Number	10/748,658
Filing Date	December 31, 2003
First Named Inventor	Mathiesen, Jacob
Art Unit	3767
Examiner Name	Gray, Philip A.
Attorney Docket Number	GTI-5001-CP

**ENCLOSURES (Check all that apply)**

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition Petition to Convert to a Provisional Application Power of Attorney, Revocation Change of Correspondence Address  <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD  Remarks	<input type="checkbox"/> After Allowance Communication to TC  <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences  <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)  <input type="checkbox"/> Proprietary Information  <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): * Supp Transmittal (1 page) * IDS (3) Statement (2 pages) * SB/OB (3) Form (1 page) * Return Postcard (1 item)
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**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name	BioTechnology Law Group		
Signature			
Printed name	Daniel M. Chambers		
Date	23 Oct '06	Reg. No.	34,561

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Signature			
Typed or printed name	Daniel M. Chambers	Date	23 Oct '06

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Mathiesen, Jacob

Examiner: Gray, Phillip A

Serial No.: 10/748,658

Group Art Unit: 3767

Filed: December 31, 2003

Docket: GTI-5001-CP

Title: Electroporation Device and Injection Apparatus

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**INFORMATION DISCLOSURE STATEMENT (3)**

Mail Stop: AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir/Madam:

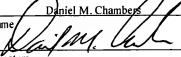
In compliance with the duty imposed by 37 C.F.R. § 1.56, and in accordance with 37 C.F.R. §§ 1.97 *et. seq.*, the enclosed material is brought to the attention of the Examiner for consideration in connection with the above-identified patent application.

Applicants respectfully request that the enclosed Information Disclosure Statement be entered, and the documents listed on the attached Form SB08A be considered by the Examiner and made of record. Pursuant to the provisions of MPEP 609, Applicants request that a copy of the SB08A form, initialed as being considered by the Examiner, be returned to the Applicants with the next official communication.

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**CERTIFICATE OF MAILING PURSUANT TO 37 CFR § 1.8:**

The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Mail Stop: AMENDMENT, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Name Daniel M. Chambers  
  
Signature

23 Oct '06  
Date

Also, Applicants respectfully request that in patent application USSN 10/612,304, filed July 3, 2003, the Form 892, mailed September 5, 2006, be incorporated and considered as part of the present application. As provided in 37 C.F.R. §1.98(d), copies of the documents listed the Information Disclosure Statement are not being provided since they were previously cited by or submitted to the Patent Office in USSN. 10/612,304.

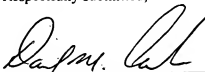
The listed document is being submitted in compliance with 37 CFR § 1.97(b), before the mailing date of the first office action on the merits.

If any fees are due, please contact the undersigned attorney at (858) 350-9690.

The Examiner is invited to contact the Applicants' Representative at (858) 350-9690 if there are any questions regarding this communication.

Respectfully submitted,

Date: 23 Oct '06  
BioTechnology Law Group  
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Reg. No. 34,561



PTO/USPS Form 1449A (PTO)

# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

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PTO/USPS Form 1449A (08-03)  
Approved for use through 07/31/2009. OMB 0601-0031  
US Patent & Trademark Office, U.S. DEPARTMENT OF COMMERCE

Complete if Known

Application Number	10/748,658
Filing Date	December 31, 2003
First Named Inventor	Mathiesen, Jacob
Group Art Unit	3767
Examiner Name	Gray, Phillip A
Attorney Docket No:	GTI-5001-CP

Sheet 1 of 1

## US PATENT DOCUMENTS

Examiner Initials *	Cite No.	USP Document Number	Issued Date	Name of Patentee or Applicant of cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	A1.	6,706,016	16 Mar 2004	Cory et al.	
	A2.	6,451,002	17 Sep 2002	Dev et al.	
	A3.	6,418,341	09 Jul 2002	Hofmann et al.	
	A4.	6,391,005	21 May 2002	Lum et al.	
	A5.	6,208,893	27 Mar 2001	Hofmann	
	A6.	6,181,964	30 Jan 2001	Hofmann et al.	
	A7.	5,993,434	30 Nov 1999	Dev et al.	
	A8.	5,620,421	15 Apr 1997	Schmitz	
	A9.	5,271,413	21 Dec 1993	Dalamagas et al.	
	A10.	4,220,669	02 Sep 1980	Townsend	
	A11.	2003/0073908	04 Oct 2002	Desai	
	A12.	2003/0028172	23 Oct 2001	Epslein	
	A13.	2002/0260241	Dec 2004	Yamamoto et al.	

## FOREIGN PATENT DOCUMENTS

Examiner Initials *	Cite No.	Foreign Document No	Publication Date	Name of Patentee or Applicant of cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>2</sup>

## OTHER DOCUMENTS -- NON PATENT LITERATURE DOCUMENTS

Examiner Initials *	Cite No <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>3</sup>

EXAMINER

/Phillip Gray/

DATE CONSIDERED

03/27/2009

\* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 908. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. † Applicant's unique citation designation number (optional) ‡ Applicant to place a check mark here if English language Translation is attached

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /PG/